

## YOUNG WAI KIT

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JULY 2 (legislative day, JUNE 27), 1952.—Ordered to be printed

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Mr. McCARRAN, from the Committee on the Judiciary, submitted the following

## REPORT

[To accompany H. R. 5618]

The Committee on the Judiciary, to which was referred the bill (H. R. 5618) for the relief of Young Wai Kit, having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

## PURPOSE OF THE BILL

The purpose of the bill is to grant to the minor Chinese child of a United States citizen the status of a nonquota immigrant, which is the status normally enjoyed by the alien minor children of citizens of the United States.

## STATEMENT OF FACTS

The beneficiary of the bill is a 2½-year-old child who is residing in China with relatives. The father is a United States citizen, and the mother has been admitted to the United States as a nonquota immigrant as the wife of a United States citizen. The child did not derive United States citizenship inasmuch as the father did not have the necessary residence in the United States as required by the Nationality Act of 1940.

Congressman Abraham J. Multer, the author of the bill, submitted to the Committee on the Judiciary of the House of Representatives the following statement in support of the bill:

Young Wai Kit is a child 2½ years of age, residing in China with relatives. His parents are both in this country. The father, Young Quock Tung of 8612 Twenty-fifth Avenue, Brooklyn, N. Y., was born on October 4, 1927, at Sue Lom Village, Hong Sun Province, China. He acquired American citizenship by reason of the fact that his father Young Jue Quong was born in the United States. Young Quock Tung's Chinese certificate of identity is No. 81124, issued November 1, 1940, at New York. He was admitted through New York on October 6, 1939. The child's mother, Young Mee Kee was born in Hon Nom Village, Toy Shan District, Canton, China, on August 20, 1930. She was admitted to this country

on May 27, 1950, through New York as a nonquota immigrant. Her alien registration card is No. XXXXXXXX

Young Quock Tung is presently unable to bring his child to this county as an American citizen, since he did not reside here continuously for 10 years prior to the child's birth.

In addition, Congressman Multer submitted the following documents with reference to the case:

#### AFFIDAVIT OF FATHER

In the matter of H. R. 5618, a private bill, for the relief of Young Wai Kit.

UNITED STATES OF AMERICA,

*State of New York, City of New York, County of Kings, ss:*

Young Quock Tung, being duly sworn, deposes and says:

I am the father of Young Wai Kit, on whose behalf there was introduced to the House of Representatives bill No. 5618, which bill was on the 4th day of October 1951 referred to the Committee on the Judiciary for investigation and consideration. I am therefore making this affidavit to acquaint the committee with the full facts and circumstances in the situation so that the committee may determine that H. R. 5618 is well merited.

I reside at 8612 Twenty-fifth Avenue, Brooklyn, N. Y.

I was born on October 4, 1927, in Sue Lom Village, Hong Sun Province, China, and am a citizen of the United States of America, as the foreign-born son of my American-born father.

I am the holder of Chinese Certificate of Identity No. 81124, issued at the port of New York, N. Y., on November 1, 1940, by the immigration official then in charge. Said certificate of identity was issued to me in the name of Young Quock Tung, and bears the following notations:

New York, Chinese No. 171/887.

My father, Young Juey Quong, was born in the United States of America, on December 2, 1884. I do not recall the city and State of his birth.

My mother, Lee See, was born in China, but I cannot recall the date and place of her birth.

My parents were married in China on January 30, 1903.

My entry into the United States of America, on which I base my citizenship, was at New York, N. Y., on October 6, 1939, at which time I arrived on the steamship *Amherst* which had sailed for New York from Hong Kong.

I have made one trip to Hong Kong, and that was when I was 20 years old. I left San Francisco on the steamship *General Meigs*, on October 18, 1947, for Hong Kong and returned from Hong Kong by the Philippine Air Lines on May 24, 1950, arriving in San Francisco on May 26, 1950, with my wife Yuen Mee Kee.

Other than the one trip above-mentioned, I have never been absent from the United States of America since my arrival in 1939.

When I visited Hong Kong, as above set forth, I married Yuen Mee Kee in Victoria, Hong Kong. The date of my marriage was April 5, 1948, at which time Marriage Certificate No. 938 was issued to me, the original of which is on file in the office of the registrar of marriages, in Hong Kong. I annex hereto a photostatic copy of a certified copy of my original marriage certificate.

My wife, Yuen Mee Kee was born in Hor Nom Village, Toishan Province, Kwangtung, China, on August 20, 1930.

One child, a son, was born of my marriage to my wife, Yuen Mee Kee:

Young Wai Kit, born April 4, 1949, at Kowloon, Hong Kong. Birth Certificate No. 19932 was issued on April 29, 1949. Annexed hereto is a photostatic copy of the birth certificate of my son, Young Wai Kit. It is on behalf of this son, my only child, that I submit this affidavit.

Young Wai Kit is presently being cared for by a middle-aged couple in Hong Kong, who are living upon the earnings of certain real estate at 51 Peiho Street, Shan Shuipo, Kowloon, Hong Kong.

It is well to note here that my son is now but 3 years old. It was only by the greatest of misfortunes that my wife and I were compelled to leave him behind. This condition was necessitated by reason of the delay incident to securing a passport for my wife.

In the early part of June 1948 (approximately 3 months after my marriage), my wife and I made the necessary application for a passport to the United States of America, on her behalf. From the moment we discovered that my wife was to bear a child, it was our hope and intention that we would be in this country

before the child was born and we would be able to live here happily together. Despite our early application for a passport (made prior to the conception of our son), it was not until approximately May of 1950 that the application was approved, and Young Wai Kit was then about 1 year old.

It was only after assuring and convincing my wife that we should immediately come to this country where, as citizens and residents, we could better attempt to secure the permission necessary to bring our baby to us, that she consented to leave our son behind and accompany me to this country.

I should like to call the committee's attention to the fact that, since shortly after our arrival, my wife has been emotionally upset because of her separation from our infant. If the committee so desires, I can secure the statements of the physician who is treating my wife to substantiate this fact. The longer she is apart from my son, the more morose her mental outlook becomes. My wife's natural instincts as a mother have made her most earnest ambition a successful reunion on United States soil between us and our son.

I, too, of course wish the comforts that an association with my only child, my son, could bring me. Our separation is the one dark spot in the happiness of a successful life as a citizen and member of the American community.

The couple with whom Young Wai Kit is staying are very kind and good to him but we cannot dispel our anxiety over his health and welfare, even though we know he is being well cared for.

I am presently engaged in my own laundry business, at 8612 Twenty-fifth Avenue, in Brooklyn, N. Y. My weekly income is approximately \$50 per week. My wife is occupied with the duties of her home.

We have on deposit in banks in this country \$850. We have stocks and bonds in the amount of \$100, and my wife and I are both confident that we can care for our child as is the duty of his parents.

I have not, at any time, been naturalized as a citizen of a foreign state; taken an oath or made an affirmation or other formal declaration of allegiance to a foreign state; entered or served in the armed forces of a foreign state; accepted or performed the duties of any office, post, or employment under the government of a foreign state or political subdivision thereof; voted in a political election in a foreign state or participated in an election or plebiscite to determine the sovereignty over foreign territory; made a formal renunciation of nationality before a diplomatic or consular officer of the United States in a foreign state; been convicted by court martial of deserting the military or naval service of the United States in time of war; been convicted by court martial, or by a court of competent jurisdiction, of committing any act of treason against, or of attempting by force to overthrow, or of bearing arms against, the United States.

Wherefore, I respectfully request that this committee report favorably upon H. R. 5618, thus allowing the provisions of section 4 (a) and 9 of the Immigration Act of 1924, as amended, to apply to my infant son, Young Wai Kit.

YOUNG QUOCK TUNG.

Subscribed and sworn to before me this 13th day of May 1952.

[SEAL]

NATHAN AUERBACH,  
Notary Public, State of New York.

Commission expires March 30, 1953.

UNITED STATES OF AMERICA,

State of New York, City of New York, County of Kings, ss:

On the 13th day of May 1952, before me came Young Quock Tung, to be known and known to me to be the individual described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same. I further certify that my official seal is impressed on each of the photographs mentioned in said instrument.

[SEAL]

NATHAN AUERBACH,  
Notary Public, State of New York.

Commission expires March 30, 1953.

(M. D. 865.)

No. 19932.

## COPY OF AN ENTRY IN A REGISTER KEPT IN THE COLONY OF HONG KONG

In terms of the births and deaths registration ordinance, 1934, the births registration (special registers) ordinance, 1947, and the births and deaths registration ordinance, 1948

Name and surname: Yung Wai Kit.

Sex: Male.

Date of birth: April 4, 1949.

Place of birth: Kowloon.

I, Sham Fai, a registrar of births and deaths, do hereby certify that the above particulars have been compiled from an entry in a register in the custody of the registrar general.

Witness my hand this 29th day of April 1949.

SHAM FAI,  
Registrar of Births and Deaths.

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BROOKLYN 14, N. Y., May 27, 1952.

*To Whom It May Concern:*

My family and I have had the pleasure of dealing with Mr. Young for many years. We have known Mr. Young and his family to be hard workers and honest in their dealings with the public. I understand that Mr. Quock Tung Young needs some help, and without hesitation, I recommend him highly and sincerely hope that he will get the help that he needs. I am sure that his friends in the neighborhood will be grateful for whatever help he can get.

Very truly yours,

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ALEXANDER PERLIS.

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BROOKLYN 14, N. Y., May 27, 1952.

*To Whom It May Concern:*

Mr. Quock Tung Young has asked me to write a letter of recommendation for him. I have had business dealings with Mr. Young for many years and have found him to be trustworthy, conscientious, and reliable. Any time he could help he always offered his services in a kind way. I am very happy to be able to write a letter of recommendation for him.

Very truly yours,

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JAMES LA PERLA.

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BROOKLYN 14, N. Y., May 27, 1952.

*To Whom It May Concern:*

It is with pleasure that I write my personal recommendation for Mr. Quock Tung Young. I have known Mr. Young for 12 years and find him to be a conscientious, reliable, and honest worker. He and his family are well known in the neighborhood and have a very high reputation.

Anything you can do for Mr. Young will be greatly appreciated by all who know him.

Very truly yours,

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MARY CARTIGINE.

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JERSEY CITY, N. J., May 27, 1952.

*To Whom It May Concern:*

I have known Mr. and Mrs. Quock Tung Young of 8612 Twenty-fifth Avenue, Brooklyn, N. Y., since June 15, 1950. They are fine people, and I wish to recommend them for their honesty and trustworthiness. I hope every possible consideration will be given to them.

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FILARGINIO DE PASQUALE, M. D.

MAYFLOWER SURGICAL SUPPLY Co.,  
Brooklyn, N. Y.

*To the Committee on the Judiciary.*

GENTLEMEN: I have known Young Quock Tung for about 10 years, and I have known his wife since his return from Hong Kong with her in 1950. I have always known them to be excellent citizens and people of good character.

He has often told me about his son in Hong Kong and I'm sure that when his son is united with his parents they will all be very happy. I am also sure that they will be able to educate their son in the American schools and bring him up to be a good citizen.

Sincerely yours,

MAYFLOWER SURGICAL SUPPLY Co.,  
LOUIS KOGAN.

The committee, after consideration of all the facts in the case, is of the opinion that the bill (H. R. 5618) should be enacted.

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